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SOUTHWEST PATENT SVS

281-998-1398

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Request
for
Continued Examination (RCE)
Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Application Number	08/932,910
Filing Date	August 20, 2001
First Named Inventor	Gregory T. Whittaker et al
Art Unit	1755
Examiner Name	James W. Pasterczyk
Attorney Docket Number	1988UD20A.D1.US

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- Other Response Under 37 CFR 1.116 filed on April 8, 2004

b. Enclosed

- Amendment/Reply
- Affidavit(s)/ Declaration(s)
- Information Disclosure Statement (IDS)
- Other

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested. Under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. Other _____

3. **Fees**

a. The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____

- RCE fee required under 37 CFR 1.17(e)
- Extension of time fee (37 CFR 1.136 and 1.17)
- Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2036 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Douglas W. Miller	Registration No. (Attorney/Agent)	36,608
Signature	<i>Douglas W. Miller</i>	Date	May 4, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Dorothy Williams	Date	May 4, 2004
Signature	<i>Dorothy Williams</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
PTD/8/17 (10-03)

Fee Transmittal for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 770.00)

Complete if Known

Application Number	09/932,910
Filing Date	August 20, 2001
First Named Inventor	Gregory T. Whistaker, et al.
Examiner Name	James W. Pastoreczky
Art Unit	1755
Attorney Docket No.	1998UD020A.01.US

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None

Deposit Account:

Deposit Account Number:

Deposit Account Name:

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee
 Use the above-identified deposit account.

Fee Calculation (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
1051	130	2051 60 Surcharge - late filing fee or both	
1052	50	2052 28 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 180 Non-English specification	
1812	2,620	1812 2,620 For filing a request for ex parte reexamination	
1804	820*	1804 820* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 65 Extension for reply within first month	
1252	420	2252 210 Extension for reply within second month	
1263	850	2253 475 Extension for reply within third month	
1254	1,480	2254 740 Extension for reply within fourth month	
1885	2,010	2255 1,008 Extension for reply within fifth month	
1401	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1493	280	2403 145 Request for oral hearing	
1481	1,610	1451 1,610 Petition to institute a public use proceeding	
1482	110	2452 65 Petition to revive - unavoidable	
1468	1,330	2453 665 Petition to revive - unintentional	
1501	1,930	2501 665 Utility issue fee (or release)	
1502	480	2502 240 Design issue fee	
1503	640	2503 320 Plant issue fee	
1480	130	1450 120 Petitions to the Commissioner	
1107	60	1607 50 Processing fee under 37 CFR 1.17(a)	
1808	180	1608 180 Submission of Information Disclosure Stmt	
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	770	2809 385 Filing a submission after final rejection (37 CFR 1.129(e))	
1810	770	2810 385 For each additional invention to be examined (37 CFR 1.129(e))	
1801	770	2801 385 Request for Continued Examination (RCE)	770.00
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify)			
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$ 770.00)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from Table	Fee Paid
Independent Claims	- 20** =	X	
Multiple Dependent	- 3** =	X	

Large Entity

Fee Code (\$)	Fee Code (1)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 43	Independent claims in excess of 3
1203 280	2203 145	Multiple dependent claim, if not paid
1204 88	2204 13	** Release independent claims over original patent
1205 18	2205 9	** Release claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

*Or number previously paid, if greater. For Requests, see above

SUBMITTED BY

Name (Print/Type)	Douglas W. Miller	Registration No. / Attorney/Agent	36,608	Telephone	713-780-7789
Signature				Date	May 4, 2004

(Complete if applicable)

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